

Hawaiian Gazette.

VOL. XXXIX, NO. 87.

HONOLULU, H. T., FRIDAY, MAY 6, 1904—SEMI-WEEKLY.

WHOLE No. 2587.

RUSSIANS LOST NEARLY 4000 MEN IN THE BATTLE

The Czar Deeply Grieved Over the Reverses to His Arms on the Yalu River.

(ASSOCIATED PRESS CABLEGRAMS.)

ST. PETERSBURG, May 4.—The Emperor is deeply grieved over the reverses of his army on the Yalu river. General Kuropatkin reports the loss of nearly 4000 men. General Zassalitch is blamed for having disobeyed the orders to retreat and not engage in heavy fighting.

JAPANESE CELEBRATE.

TOKIO, May 4.—There was a great celebration here last night over the land victories. The Japanese loss on the Yalu is 798 killed and wounded.

JAPANESE TORPEDO BOATS SUNK.

PORT ARTHUR, May 4.—The crews of the Japanese fireships which were sunk yesterday put to sea in boats. The Russians killed many and twenty were rescued who are held as prisoners. Two Japanese torpedo boats were sunk.

LONDON, May 5.—The opinion is gaining ground here that the Japanese have finally blocked Port Arthur.

JAPAN STILL CELEBRATES.

TOKIO, May 5.—The popular celebration of the Japanese land victory continues.

REVISED RUSSIAN CASUALTIES.

ST. PETERSBURG, May 5.—It is officially reported that the Russian loss at Kialien-Cheng was 2000 men and 40 officers. Seven hundred wounded have arrived at Feng-wang-Cheng. It is believed that a determined stand will be made at Feng-wang-Cheng for the purpose of preventing the Japanese from isolating the Liaotung peninsula.

JAPAN BUYS GERMAN STEAMERS.

BERLIN, May 5.—The North German Lloyds has sold Japan eight fast steamers.

JAPANESE LOAN NEGOTIATION.

NEW YORK, May 5.—Negotiations are concluding in London for a Japanese loan of \$25,000,000.

TOKIO, May 6.—It is officially announced that a Japanese force is landing on the Liaotung peninsula. The place of debarkation and the number of men are withheld.

RUSSIA WILL LET THEM LAND.

ST. PETERSBURG, May 6.—It is not expected that the Russians will undertake to prevent the landing of a Japanese army on Liaotung peninsula. They will strike after the forces are ashore. If the Japanese are successful in landing at Pitz-wo they can isolate Port Arthur.

FEARS FOR PORT ARTHUR.

LONDON, May 6.—Viceroy Alexieff has gone to Port Arthur to visit Gen. Kuropatkin. This is interpreted to mean that he fears Port Arthur is in danger of isolation.

AFTER CHINESE RAILROADS.

SHAN-HAI-KWAN, May 6.—M. Pavloff, the Russian diplomat, has gone to Peking to try and induce China to cede Russia the railways to Kou-pang-tse and Yinkow, to use for military purposes.

ANOTHER UNCONFIRMED RUMOR.

ST. PETERSBURG, May 6.—There are persistent rumors that the Vladivostok squadron has engaged the Japanese.

AFTERNOON REPORT.

TOKIO, May 6.—A further search of the Yalu battlefield has resulted in finding 16 more wounded Russians who have been taken in charge by the hospital corps.

ST. PETERSBURG, May 6.—An unconfirmed report says that the Russians were victorious in a great battle at Kialien-heng. The Russian loss in the engagement is placed at 2000 men, while the Japanese are reported to have retreated after losing 10,000 men.

PARIS, May 6.—The Russian loan of two hundred million dollars has all been subscribed in France and Belgium.

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PORT ARTHUR, May 5.—A number of Japanese transports have arrived at Pitzwo. A Japanese squadron is in the same vicinity. An attack and attempt to land troops from the transports is expected.

LONDON, May 5.—A Japanese loan of fifty million dollars will be issued next week. Half of the loan has been taken by American capitalists.

LILIUOKALANI AT THE FAIR.

ST. LOUIS, May 6.—Hawaiian Delegate Kalanians'ole and former Queen Liliuokalani have arrived here for a few days' visit at the fair.

DEBS REAPPEARS AS A SOCIALIST STANDARD BEARER

CHICAGO, May 6.—The socialists, in convention here, have nominated Eugene Debs for President.



EUGENE V. DEBS.

Eugene V. Debs, the Socialist Labor Party's candidate for President, first won fame as the organizer of the great railway strike at Chicago in 1894. As Socialist Democrat candidate for President in 1900, Debs secured a total of 96,918 votes, but of course failed to get a single electoral vote.

RAW SUGAR SOLD IN NEW YORK AT \$75.10 PER TON

The Henry Waterhouse Trust Company received a cablegram yesterday from Ed. Pollitz & Co., San Francisco, stating that raw sugar sold in New York at 3.75, equaling \$75.10 per ton.

Hawaiian Commercial & Sugar Company shares were quoted on the San Francisco Stock & Bond Exchange at \$49.50 bid.

Hawaiian securities on the Exchange were advancing.



THE JAPANESE NAVAL ACADEMY NEAR TOKIO

DEATH OF FAMOUS HUNGARIAN NOVELIST

BUDAPEST, May 6.—Jokai, the novelist, is dead.

Maurus Jokai was once the national hero of Hungary. He was the author of over 300 books. He had been a poet, patriot, journalist, dramatist, and novelist and his books translated into English have had great vogue. Four years ago, at the age of seventy-nine, Jokai married an obscure Jewish girl, an actress, and since that time he has been cordially hated by the great mass of Hungarians who formerly loved him as their prophet and leader. He and his girl wife were shunned by society.

Jokai's career would be amazing even without the social struggle which has made his later days discouraging. He had published a successful novel before he was out of his teens. When he was only twenty-three he was one of the foremost figures in the stormy days of 1848, when Hungary shed much blood in trying to get her rights from Austria. By his fiftieth birthday, more than a quarter of a century ago, he had published no less than 200 books, and since then he has published more than a hundred others, making a total that probably breaks all literary records. On top of all this activity Jokai was for many years a prominent member of the Hungarian Chamber of Deputies in which he won great fame as a patriot and an orator.

Jokai's first wife was Rosa Laborfalvi, the celebrated Hungarian tragedienne, a favorite of the Magyars. Fourteen years after her death the aged Jokai married the young Jewish actress. The people considered this an insult to the first wife and when his second wife tried a year after her marriage to resume her place on the stage she was mobbed by Hungarian students and forced to quit. For the past couple of years Jokai and his girl wife have led a very quiet life.

HEARST IN WASHINGTON.

OLYMPIA, May 6.—The Democratic State convention has elected seven Hearst and three anti-Hearst delegates. Senator Turner is endorsed for Vice-President.

TORNADO ON THE PLAINS.

KANSAS CITY, May 6.—A tornado has swept over Iowa, Oklahoma, Nebraska and Kansas, doing considerable damage.

CISCO, Texas, May 6.—It is reported that many have been killed in this section by a tornado.

LIGHTHOUSE IMPROVEMENTS AWAIT SATISFACTORY TITLES

Further work on the improvement of the lighthouse system in Hawaii is held up until the United States gets a clear title to all lands used for lighthouse purposes. Captain Niblack, lighthouse inspector for the islands, has received instructions from the Lighthouse Board to delay contemplated work on lighthouses until the Attorney General has passed upon titles to the lands used for such purposes. Captain Niblack will immediately investigate the titles to the various sites of federal lights, and submit the deeds etc., to the Lighthouse Board for further submission to the Attorney General. The United States never makes permanent improvements of any kind until the title to proposed sites is secured to the satisfaction of the Attorney General. The lighthouse work in the islands may be delayed for several months or even longer.

LITTLE LIVE STOCK IN JAPAN.

The department of commerce and labor verifies a recent statement that the Japanese raise comparatively little live stock. The islands, it reports, is only 1,282,341, or 1.28 per cent. In this country we have 70,000,000, as many in proportion.

JUDGE LITTLE OUT OF JUDGESHIP RACE

A wireless telegram from Judge Gilbert F. Little, LL. D., Ph. D., \$10, came yesterday saying that he had withdrawn his candidacy for the Circuit Judgeship in favor of H. L. Ross. Mr. Ross is a partner in the law firm of Wise & Ross, Hilo. The Advertiser of Feb. 19, 1902, stated: "Homer L. Ross was admitted to practice in the Territorial courts yesterday. The petitioner was admitted to the bar in Iowa in 1896, and bore a letter of recommendation from Judge M. Shaw, former Governor and now Secretary of the Treasury. Mr. Ross will open an office in Hilo." The Advertiser of Feb. 1, 1903, stated the following: "Hilo, Feb. 6.—Homer L. Ross, who was admitted to the bar in Iowa in 1896, and bore a letter of recommendation from Judge M. Shaw, former Governor and now Secretary of the Treasury, will open an office in Hilo."

DUCKS ARE DENOUNCED Must Be Removed Within Three Months.

(From Thursday's Advertiser.)

President L. E. Pinkham, Attorney General Andrews, Dr. C. B. Cooper, John C. Lane, Dr. W. H. Mays and Fred C. Smith constituted the meeting of the Board of Health yesterday, with C. Charlock, secretary, and Miss Mae Weir, stenographer, in attendance.

MEMORANDUM OF PRESIDENT.

The following memorandum of matters for consideration was submitted by the president:

Wednesday, May 4, 1904.
To the Members of the Board of Health.
The Executive, by and with the advice of the heads of the departments, owing to the even more stringent condition of the Territorial finances than anticipated, has directed the economies enacted by the recent Legislature to be put in force at once, dating from May 1st.

The Government physicians have been notified and all salaries employees, except the sanitary inspectors and a few instances where a few days more will be required to determine the best course.

The reduction in numbers of the sanitary inspectors leads to a delicate situation. Owing to the depressed state of affairs it is a hardship on any individual to lose his position. After much reflection I have concluded to recommend the Board to retain the eight sanitary inspectors in the order of their seniority of appointment, as disclosed by the records.

It is necessary to invite you to discuss the duties of the Food Commissioner and Milk Inspector.

In the matter of inspectors for the markets of the Inter-Island Live Fish and Cold Storage Co. I recommend that although the inspector must be privately paid, he be appointed by the Board and his salary be collected and paid through the Board. I also recommend this course be taken with all inspectors privately paid.

It appears that during the month of April there were three hundred and sixty-six (366) cases treated at the Dispensary and sixty-two (62) outside calls. No further proof is required as to the necessity for this work.

It is estimated \$125 dollars a month will be required for the carrying on of this work until July 1st, 1905. It would seem to me an appeal for voluntary contributions for this fund by a public notice signed by the physicians tendering their free services would be the proper procedure to secure the funds.

It would seem the newspapers would give the notice prominence and continue it for a time and receive contributions for this object.

Respectfully submitted,
(Signed) L. E. PINKHAM,
President, Board of Health.

STANDING COMMITTEES.

The president announced the following standing committees of the Board:

Kalihi Receiving Station—Dr. W. H. Mays, Mr. M. P. Robinson.
Kapiolani Girls' Home—Dr. W. H. Mays, Mr. John C. Lane.

Insane Asylum—Dr. W. H. Mays, Mr. F. C. Smith, Mr. M. P. Robinson, Dr. C. B. Cooper, Dr. H. C. Sloggett, ex-officio.

Molokai—Whole Board.
Government Dispensary—Dr. W. H. Mays, Mr. John C. Lane.
Office and Morgue—Attorney-General Andrews, Dr. W. H. Mays, Mr. F. C. Smith.

Kewalo and Kakaako—Dr. W. H. Mays, Attorney-General Andrews, Mr. M. P. Robinson.
Petitions—Mr. M. P. Robinson, Dr. C. B. Cooper, Mr. John C. Lane.

New Regulations—Attorney-General Andrews, Dr. C. B. Cooper, Mr. John C. Lane.

Quarantine, Fumigating and Disinfecting—Dr. W. H. Mays, Mr. F. C. Smith, Mr. M. P. Robinson.

Finances and Expenditures—Mr. F. C. Smith, Attorney-General Andrews.
Revision of Rules and Regulations—Mr. John C. Lane, Mr. M. P. Robinson, Mr. F. C. Smith, Attorney-General Andrews.

Government Physicians and Reports—Dr. W. H. Mays, Mr. F. C. Smith.
Hospitals—Dr. W. H. Mays, Mr. F. C. Smith.

Cemeteries—Dr. W. H. Mays, Mr. M. P. Robinson, Attorney-General Andrews.

Duck Ranches—Mr. John C. Lane, Mr. M. P. Robinson, Dr. W. H. Mays.
Pig Pens—Mr. M. P. Robinson, Dr. C. B. Cooper.

EXECUTIVE SESSION.

"Inspectors to be retained," was the next item on the order of business.

Mr. Andrews moved that the matter be considered later in executive session.

Mr. Smith stated that, after the last previous executive session for considering similar business, one of the persons discussed arrived to him at a football game everything that was said about the narrator at the executive session.

The motion carried nevertheless and at the close of other business the Board held a protracted session in secret, not even the officers of the

Board being admitted to the deliberations.

CUT SALARIES ACCEPTED.

President Pinkham reported that the clerks in the Board's office had been notified of the reduction in their salaries and had accepted the situation. There was therefore nothing to be done on that subject.

Something about the Food Commissioner and Milk Inspector on the order of business was referred to the executive session.

SUPPLY OF MEDICINES.

The president brought up the matter of supply of medicines to outside district physicians, saying several small regulations had been received. He had held a slight conversation with the Governor on the subject, but nothing was settled. There was still quite a small stock of medicines in the dispensary.

Dr. Cooper suggested that the country physicians should be written to, answering their applications, and informed that there was no appropriation for medicines, also recommending a public subscription in each district to provide for medicines. This was what was being done in Honolulu. There was agreement to the suggestion.

DUCK RANCHES CONDEMNED.

After many weeks the committee on complaints about duck ranches presented the following report:

Honolulu, Hawaii, May 4, 1904.
L. E. Pinkham, Esq., President, Board of Health.

Sir: Your committee to whom was referred the complaint of certain residents along the Ala Moana road, beg leave to report as follows:

The majority of the duck ranches in the Waikiki district drain through ponds either into the Pinnao stream or into a stream which runs makai and discharges into the sea, by the wooden bridge on the Ala Moana road. Both of these streams are very sluggish and contain quite a little vegetation.

In the Waikiki district there are fifty-one duck ranches, with approximately 16,200 ducks, and it can be easily seen that there will be a large amount of filth from such a number of ducks. This filth after contaminating the ponds and streams is gradually washed down upon the beach at Waikiki or into the lagoon mauka of the Ala Moana road.

Your committee also found that it was the custom of some of the duck owners to drive their ducks to the beach along the Ala Moana road and allow them to feed at low tide.

Having found upon investigation that the complaint of the residents along the Ala Moana road was justifiable your committee took up the question of how to remedy the same.

We would recommend that permits to keep ducks be issued to those having duck ranches mauka of the Waikiki road, also mauka of that road and Waikiki of the Kalia road, only upon condition that the owners put their places in sanitary condition, by cleaning their ponds and yards, putting in gates that will allow a free flow of water in and out of the ponds and that the number of ducks they be allowed to keep shall not exceed one duck to every 100 square feet of land and water.

They would further recommend that the lagoon mauka of the Ala Moana road and Ewa of the Pinnao stream be condemned as a nuisance, and a danger to the public health and the parties owning or leasing the same be ordered to either fill it up or drain it. Further, that no permit to keep ducks be granted to Ah Chew and Lee Sue and that they be given 90 days in which to dispose of their ducks.

Your committee, while investigating the conditions at Waikiki and Kalia, had their attention called to a number of duck ponds off Sheridan street, and an examination was made of these. All of these ponds were found to be in a very insanitary condition and your committee would strongly recommend that the same be condemned and that the parties raising ducks in these ponds be given 90 days in which to dispose of the same.

They would also recommend that the parties who have been in the habit of feeding their ducks along the Ala Moana beach be notified to discontinue the same.

Respectfully submitted,
JOHN C. LANE,
Chairman.
W. H. MAYS.

On motion of Dr. Cooper the report was accepted and the committee's recommendations directed to be put in force.

SETTLEMENT AFFAIRS.

J. D. McVeigh, Superintendent of Settlement, sent in various reports.

When the word for economy was given, he withheld the ration commutation money to the amount of \$2800, and placed the allowance on the basis of \$10 a year as before the 1903 session of the Legislature. His action was approved.

In the matter of the 25th ration of palai for each leper prescribed by the Legislature of 1903, Mr. McVeigh reported that to meet the reduced appropriations the ration would have to be reduced. Whenever authority was received the contractors would be notified to furnish the article in 21lb. bundles. It was voted to adopt the plan.

Dr. A. Mouritz reported on a medical examination he had made at Kamalo. His report was accepted.

W. O. Smith reported the sale of a house, for which he had been agent, at the Settlement. Its original cost was \$1185 and it had been sold to the German Benevolent Society for \$750, that body to use the house subject to the regulations of the Board.

PRIVILEGES ASKED.

Rev. M. E. Silva wrote to the Board for permission to the people under his pastoral charge to make burials in lot No. 2 of the Palama cemetery. He stated that the Board interdicted them last year, yet had since allowed other people to bury their dead in lot No. 3 adjacent. At the suggestion of the Attorney General the request was referred to the committee on cemeteries. A resolution was received from the Palama Cemetery Co. for permission to use lot No. 2 at its abattoir in

SOME NEW STEAMERS

Another Project to Benefit This Port.

Honolulu is to get another new steamship line, this time from Tacoma, according to the San Francisco Examiner. The Examiner says:

L. P. Hardman of London, an official of a banking house which is to furnish a great deal of money to Sir Charles Rivers Wilson and Charles M. Hays for the extension of their Grand Trunk Railroad overland across the Dominion of Canada to Port Simpson, British Columbia, is a guest at the St. Francis Hotel.

Pending the completion of this new line the Grand Trunk is to put on a line of steamers between Tacoma and Honolulu, Fiji Island, New Zealand and Australia. The new line will have three steamers. In order to reach Tacoma from its western terminus, the Grand Trunk has made a traffic agreement with the Northern Pacific. R. A. Alley, who is arranging for the steamer line, will join Mr. Hardman here in a day or two, the latter in the meantime going south on a flying trip.

"The Grand Trunk's western extension will be known as the Grand Trunk Pacific," said Mr. Hardman in an interview yesterday. "The new overland line will be 1,500 miles shorter from Montreal to Yokohama than the route from New York by way of San Francisco. It will also be 500 miles shorter than the Canadian Pacific route to Victoria."

"The new line will control the rapidly growing business of the Yukon territory. At present that traffic all goes either by Vancouver, Seattle or the southern coast towns. The new line when finished will shorten the distance by rail by 1,000 miles."

"The road will practically follow the surveys originally made by the Canadian Government at a cost of \$3,000,000 for the Canadian Pacific. Owing to a change of government, this route was abandoned and the Canadian Pacific was built further to the south through a less desirable country."

BLACK MILK LIST SMALL IN APRIL

R. A. Duncan, Food Commissioner and Analyst, in his report of the work done in his division of the Board of Health during the month of April, says that sixty-nine milk samples were examined. Four of the Milk Inspector's samples were found below standard. They were obtained from A. Fernandes, John Freitas and Japanese drivers, respectively, for H. Bell and H. Davis. No adulteration was found in nine samples of milk, one sample of cream and one of skimmed milk examined by request. Of two samples taken at a dairy, one is of interest in being the only sample of known purity, so far examined, which has gone below the legal standard of eleven and one-half per cent total solids.

On account of removal from the Kapuwai building to the new quarters in the Free Dispensary building, the examination of foods other than milk was discontinued during the month.

Local Attorney Arrested.

Deputy Marshal Frank Winter yesterday placed under arrest, Thomas I. Dillon, the attorney, on a warrant issued from the Federal court which charges him with embezzlement. The warrant was issued on the allegation that the attorney as a trustee in a Japanese bankruptcy case misused the funds received, which amounted to about \$750.

The matter was held in abeyance on Tuesday evening, at which time Mr. Dillon was acquainted with the possibility of arrest. He was given until 3 o'clock yesterday afternoon to come into court with the funds. This he failed to do and his arrest followed. He was taken to Oahu Prison and consigned to the custody of Warden Henry.

Dillon was taken before Commissioner Judd yesterday and his preliminary hearing set for May 17th. Bond was fixed in the amount of \$3,000. The bankruptcy estate in which the alleged shortage occurred is that of K. Kaji.

HOW TO AVOID TROUBLE.—Now is the time to provide yourself and family with a bottle of Chamberlain's Colic, Cholera and Diarrhoea Remedy. It is almost certain to be needed before the summer is over, and if procured now may save you a trip to town in the night or in your busiest season. It is everywhere admitted to be the most successful medicine in use for bowel complaints, both for children and adults. No family can afford to be without it. For sale by all dealers and druggists, Benson, Smith & Co., Agents for Hawaii.

Kalihi. It was mentioned that the trimming, yellow, etc., would be manufactured into by-products and waste matter sewerered off. On motion of Dr. Cooper, it being stated that city sanitary officer, Dr. Pratt, had inspected the place and found no objection to the tannery, the application was granted.

Reports of the Food Commissioner and the Plumbing Inspector were read and accepted.

NEW TRIAL IS STARTED

Another Project to Benefit This Port.

(From Thursday's Advertiser.)

The suit for \$10,000 damages on account of malicious prosecution, brought by J. C. Axtell against H. E. Hendricks, came on for a new trial before Judge Gear at 2 o'clock yesterday afternoon. In the first trial a jury found damages of \$5000 for the plaintiff, but Judge Robinson set the verdict aside and granted a motion for a new trial on the ground that the amount was excessive. W. L. Stanley and C. C. Bittling are attorneys for the plaintiff, while A. G. M. Robertson appears for the defendant.

There was little trouble in obtaining a jury notwithstanding the publicity given the case at the first trial. Jurors who had read about the trial did not remember enough to give them fixed impressions. F. J. Dutra was let off because he felt so friendly to both Axtell and Hendricks that he did not wish to serve on the jury. John A. McCandless was excused by consent on his statement that he had a financial interest in one of the parties. Mr. Robertson challenged two jurors, after which both sides were satisfied with the following named twelve:

B. T. Vickers, Douglas Kaona, Sam Nowlin, P. H. Armstrong, E. B. Clark, J. J. Sullivan, H. A. Parmelee, J. J. Egan, E. R. Bliven, Jas. Brown, Jas. Armstrong, and Emil A. Berndt.

JONES TRIAL FAR OFF.

After a strongly argued contest, Judge De Bolt yesterday granted the motion of the defense to continue the case of Edward M. Jones, indicted for murder, in the first degree, until the January, 1905, term of the First Circuit Court. The attempt at a trial last January term failed through lack of jurors out of this year's jury list who could pass examination for cause when challenges were exhausted. As there are about 70 men disqualified on the 1904 list, Judge De Bolt from the first seemed to despair of the success of another effort to obtain a jury this year. Attorney General Andrews and Deputy Peters, both contended for setting the case for trial at this term, while A. G. M. Robertson argued for the motion to continue it.

JAPANESE ACQUITTED.

Tokunaga was placed on trial before Judge De Bolt for assault and battery with a weapon. W. S. Fleming and W. T. Hawley appeared for the prosecution. R. E. Anderson for the defendant. The following jurors were accepted by both sides as drawn: James Bloknell, H. C. Austin, Willard E. Brown, P. Lishman, C. J. Ludwigsen, C. J. Falk, J. H. Galt, G. Kealohapauole, John Kidwell, Chas. H. Bellina, Jessin Andrade and Henry P. Kahl. Both sides had rested at 11:55 a. m. In the afternoon a verdict of not guilty was rendered.

OTHER CRIMINAL CASES.

When Vivian Richardson was called to plead to five indictments for embezzlement of public moneys while he was clerk of Honolulu Water Works, Robertson & Wilder presented a demurrer, on which by consent argument was set for 3 a. m. on Saturday.

G. Harrison, defended by Henry Hogan, pleaded not guilty to indictment for assault with intent to commit murder. His trial was set for 10 a. m. tomorrow.

Kawamoto, indicted for an outrage, had his case continued by his attorney, C. A. Long, until today.

SHIP OTHELLO CASE.

The trial of Henry C. Worth, first mate of the ship Othello for assault with a pistol on a Japanese sailor on board that vessel off Honolulu harbor, had been set for second in order yesterday before Judge De Bolt. It was called after the trial of Tokunaga, but Assistant Attorney General Fleming moved for a continuance until Monday next. Affidavits in support of the motion by High Sheriff A. M. Brown and Miki, a Japanese officer in the police department, were presented which set forth that Kadoshita, a chief witness for the prosecution, was on the Island of Molokai, and could not be brought to Honolulu before Friday or Saturday.

S. F. Chillingworth, attorney for the defendant, strongly opposed the motion, contending for an immediate trial. High Sheriff Brown was placed on the witness stand and testified that the absent witness had to be released from detention, because he was without any means of subsistence in Honolulu and at the time there was no fund for witnesses in criminal cases. He was material to the prosecution, having been an eyewitness of the occurrence on the ship. Judge De Bolt granted the continuance.

HUTCHINS WINS POINT.

In an opinion written by Chief Justice Frear and signed by the author and Justice Perry, with a short concurring opinion by Justice Gairbairn, the motion of District Magistrate Thomas Aiu of North Kona, Hawaii, to quash a writ of certiorari, in which he is respondent, is denied and the respondent given five days to answer. The writ of certiorari was a writ of possession for the land of the respondent, in favor of the respondent, and the respondent was given five days to answer.

CONDUCTOR BILLMAN'S WILL.

The late Leonidas Billman, conductor on the O. R. & L. Co.'s railway, willed all of his property to his only heir, naming Henry E. Cooper as executor of his will. The heirs mentioned in Mr. Cooper's petition for probate of the will are the father, mother, three brothers and two sisters of the testator living at Shelbyville, Indiana. Personally valued at \$3000 constitutes the estate, the items being \$1000 cash, 45 shares Wailua Agricultural Co., 10 shares Maunaloa Sugar Co. and 20 shares Oka Sugar Co. The will was executed at the Queen's Hospital on April 18, 1904, the date of the testator's death. In presence of F. C. Smith and Dr. Chas. B. Cooper.

ADMITTED DEPRECIATION.
Judge Robinson granted the petition of Bruce Cartwright, trustee of the Queen Emma estate, to cancel a lease of land at Kalaokau, Waikiki, made to the late E. C. Macfarlane on October 29, 1899, for a term of ten years at an annual rental of \$800 and all taxes payable by the lessee. The further prayer of the petition was granted allowing the trustee to execute a new lease of the property at \$500 a year and taxes. In his petition the trustee had stated that, in his opinion, the rent reserved in the old lease was in excess of the rental value of the premises now, and that it would be to the advantage of the estate to cancel the lease and make a new one, he being informed that the premises could be leased to responsible tenants at a rental of \$500 a year and taxes, which he considered was a fair rental for the premises.

BREWERS' WHARF INJUNCTION.

Castle & Withington for the American-Hawaiian Engineering & Construction Co., a defendant in the Brewer's wharf injunction suit, will present a motion before Judge Robinson today that the temporary injunction suit be dissolved, on the grounds of insufficient facts and the lack of security for costs and damages. They will present another motion to require the plaintiff, John Lucas, to furnish security.

THE EHLERS ESTATE.

P. D. Kellett Jr. has filed a master's report on the eighth annual accounts of J. F. Hackel, guardian of Paul J. F. Ehlers and Heinrich W. Ehlers, minors. The first named minor has come of age and is entitled to delivery of his estate, which consists of securities and cash valued at \$23,556.57. A balance of \$122.73 is due the guardian in last year's account with this minor. The master finds the accounts correct. Property belonging to Heinrich W. Ehlers, yet in his minority, is valued at \$24,457.45.

COURT NOTES.

W. R. Kaloookoi has filed his appearance and claim as a person entitled to the estate of Kaana, deceased, praying that he may be adjudged entitled thereto. Robert W. Breckons is his attorney.

Ida Tenney Castle, residing in San Francisco, has appointed George P. Castle her agent in this Territory under her application to have certain land brought under the provisions of the Land Registration Act.

Dr. W. S. Noblitt, a creditor, petitions that Charles F. Peterson may be appointed administrator of the estate of Polpe Kaimu (w), of Moanalua, deceased. The estate consists of a house and lot at Moanalua valued at \$500. There are six heirs, who are named, known to the petitioner.

The First Circuit Court grand jury will hold its adjourned session this morning.

GARNISHEE DISCHARGED.
Judge Robinson, after a two days' hearing, gave a decision discharging the garnishee in the suit of Ching Mon vs. Kwong Tung Cheong, defendant, and Yang Chu Kiam, garnishee. It was a suit for \$70.87 on sundry promissory notes and the garnishee was sued on the supposition that he owed the defendant some fire claim money. The evidence showed that he had disposed of the money before being served with summons. C. C. Bittling for plaintiff, L. A. Dickey for garnishee.

Mrs. Eleanor L. Moore has secured a divorce in San Francisco from Thos. K. Moore who was a former resident of Honolulu.

SCOTT'S EMULSION
is for babies and children who are thin and pale when they ought to be fat and ruddy; for men and women who are weak and delicate when they ought to be strong and hearty—for all who are not getting proper nourishment from their food.

Poor blood, thin body, open the door for disease. Scott's Emulsion bars the way. Makes the blood richer, produces healthy flesh and above all provides nourishment.

Avoid these so-called wines, cordials and extracts of cod liver oil that are prepared for the taste only, contain none of the value of cod liver oil, which contain a large percentage of alcohol.

Scott's Emulsion has been prepared from cod liver oil prepared in a special way for a quarter of

THE CULTIVATION OF THE SUGAR CANE

"The Cultivation of the Sugar Cane."

A treatise on the fundamental principles of growing Sugar Cane, should be in the hands of every planter. The value and use of

(THE STANDARD AMMONIATE) in increasing and bettering the growth of Sugar Cane is now so well understood that the real profit in sugar growing may be said to depend upon its use.

This Book and other valuable Bulletins of value to every one engaged in agriculture, are sent entirely free to anyone interested. Send your name and complete address on Post Card.

Wm. S. Myers, Director, 12-16 John St., New York.

CHAS. BREWER CO'S.

NEW YORK LINE

Ship THIE E. Starbuck sailing from New York to Honolulu March 1st. FREIGHT TAKEN AT LOWEST RATES.

For Freight Rates, apply to CHAS. BREWER & CO., 27 Kilby St., Boston, Or C. BREWER & CO., Ltd., Honolulu.

Bombay-Bremen Fire Insurance Co.

The undersigned having been appointed agents of the above company, are prepared to insure risks against fire on Stone and Brick Buildings and on Merchandise stored therein on the most favorable terms. For particulars apply at the office of F. A. SCHAEFER & CO., Agents.

North German Marine Insurance Co.

OF HEBLIN.

Fortuna General Insurance Co.

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The above Insurance Companies have established a general agency here, and the undersigned, general agents, are authorized to take risks against the dangers of the sea at the most reasonable rates and on the most favorable terms.

F. A. SCHAEFER & CO., General Agents.

General Insurance Co. for Sea, River and Land Transport of Dresden.

Having established an agency at Honolulu and the Hawaiian Islands, the undersigned general agents are authorized to take risks against the dangers of the sea at the most reasonable rates and on the most favorable terms.

F. A. SCHAEFER & CO., Agents for the Hawaiian Islands.

"The Overland Limited"

ELECTRIC LIGHTED

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To the EAST via

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This Train is really a

First-Class Modern Hotel

with Handsome Parlors, Drawing Rooms, Bed Chambers, Boudoirs, Libraries, Smoking and Reading Rooms, Barber Shops, Bath Rooms (hot and cold water), superbly appointed Dining Rooms, glittering with Mirrors, Cut Glass, Fragrant Flowers, Electric Candelabra, etc.; Promenades, Observation Rooms, Electric Lights, Electric Fans, Telephones, Electric Reading Lamps, Perfect Heat, etc.

RUNS EVERY DAY IN THE YEAR

Full Information Furnished on Application to

S. F. BOOTH,

General Agent.

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E. L. Lomax, G. P. & T. A.

Omaha, Neb.

THE OLD RELIABLE



THERE IS NO SUBSTITUTE

FINEST STEAMER IN THE PACIFIC

The Union S. S. Company's new steamer Manuka, said to be the most handsomely fitted-up vessel in the Pacific, is due here from Sydney instead of the Moana on June 1. She is described in a Victoria (B. C.) paper as follows:

Replacing the steamer Moana on the voyage she would make were she returning to this port from Sydney, the Canadian-Australian Steamship Company is putting on the handsome new steamer Manuka, recently built for the Union Steamship Company of New Zealand. This splendidly equipped steamer has not been in Australian waters more than three or four months. She was brought out from Dumbarton on the Clyde, where she was built.

By advices from Australia received by the Agents it is announced that the Manuka will sail from Sydney on May 16th for this port.

A steamer of 4,500 tons burthen, 500 tons larger than the Moana, she has been superbly fitted in equipment, and finishing, as well as in superior accommodation. It is the proud claim of her owners, the Union Steamship Company, that their new steamer is the superior of everything on the Pacific ocean. She is somewhat smaller than the Empress liners of the U. P. R., but her interior fitting and passenger accommodation are said to surpass even those favorite vessels.

Every detail known to the modern shipbuilding art has been observed in the construction and fitting of the Manuka, and she is supposed to embody all that is desirable and perfect in passenger steamers. Mr. William Sutt, the general passenger agent of the Canadian-Australian line in Sydney, advertises the steamer as offering special inducements to tourists in the excellence of her accommodations and the roominess of her spacious promenade decks.

The Canadian-Australian line is making a big bid for tourist travel, and with the growth of the Imperial sentiment the number of Britons who are desirous of seeing the great commonwealth of Australia and the Canadian Dominion, is constantly on the increase. The fact that a pleasant break may be made if desired at Honolulu is an additional attraction to the tourist. Many United States tourists, too, who have made the trip to Honolulu avail themselves of the alternate route home and take passage to this port by the steamers of the Canadian line.

The Moana, which left over a month ago for Sydney, would have been here again in June had she continued on the run. According to advices received it is possible that the steamer will not return to these waters at all. She has been on the run for nearly two years, replacing the Warrimoo, which was returned to the Union Steamship Company, the owners of the vessels operated on the Canadian-Australian line.

GETTING MEN FOR THE NAVY

Business has been brisk at the recruiting office in the Naval Station for three or four days past. Two or three men are being signed for the naval service every day, and the applications keep coming in, though the Hawaiians seem a little shy about the federal service. Captain Niblack, who has charge of the recruiting station, said yesterday that there was no objection to taking Hawaiians, but that preference was being given to experienced men. Apprentices are not wanted, and the men being enlisted are seamen, mechanics and engineers. The recruits, when a sufficiently large number is obtained, will be turned over to some passing naval vessel or else sent to San Francisco.

Thetis on Long Cruise.

The revenue cutter Thetis, Captain Hamlet, sailed yesterday for Honolulu for a brief sojourn, in the course of which Captain Hamlet will investigate the feasibility of establishing a revenue cutter station in the islands and send his report to Washington. Upon leaving Hawaii the Thetis will go direct to Alaska to visit the missionary stations, returning here late in the summer.—Chronicle, April 26.

AN AMERICAN EDITOR, Mr. John E. Cook, publisher of the Banner-Stockman, of Clarendon, Texas, U. S. A. In a letter regarding Chamberlain's Colic, Cholera and Diarrhoea Remedy, says: "On one occasion I am sure it saved my life; curing me of a very bad attack of cramp colic." This remedy meets with the same success in this country as in America and never fails to give relief. For sale by all dealers and druggists, Benson, Smith & Co., Agents for Hawaii.

The Siberia leaves Yokohama for this port on May 11.

RICHARD HARDING DAVIS IS BOTTLED UP IN TOKIO

1904, March 27, 1904.—In New York, the writer was one of the mistaken few who prophesied there would be no war. In Tokio, he is inclined to go further and protest that there is no war. He admits when he was in New York there was a war. War filled the front page of all the morning papers. In the afternoon editions its three letters, in sanguinary pink ink, were writ large from margin to margin. Stocks were affected. Insurance rates became prohibitive. Packing houses were working overtime, and the Missouri mule loomed into a national asset. Every man you met was as intimately familiar with the number of guns in the secondary batteries of the Retvizan and the Suikishima as with the number of his own telephone. Wherever you saw two men talking together it was safe to wager one was saying, "They are a wonderful little people," and that the other was replying, "Yes, but don't forget that in '64 the Russian fleet sailed right up the lower bay and saved the Union." There, in New York, war was the only topic. People asked you if you were going to "the front" as jauntily as though "the front" were situated somewhere between Seventy-second Street and Grant's Tomb. When we crossed the Continent, cowboys rode out of an alkali desert to ask what was the latest from "the war." At water tanks in Arizona, and at every one of Fred Harvey's eating houses from Santa Fe to the Pacific Coast, the proprietor kindly warned us against Russian cruisers lying just outside of the Golden Gate. War continued with us right into the heart of San Francisco, where the Bohemian Club gave the war correspondents a noble farewell dinner, and where we proudly displayed our war kits to the bellboys in the Palace Hotel. When the China unloaded 700 tons of "contraband of war," and Japanese crowded the wharf to wave farewells to their fellow-countrymen, who were off to fight, and the San Francisco band played for them "The Girl I Left Behind Me," we all tried to look cheerful and said, as though we liked it, "Well, this is the Real Thing at last."

But somewhere between Honolulu and Yokohama, somewhere in the deepest part of the Pacific, we lost the war overboard, and we have neither seen it nor heard of it since. I do not mean to say that if you go to the War Office here you will not see the sentry, nor do I deny that if you go inside you will see two orderlies. You also will be received by various officials, grave, courteous generals, each apparently doing nothing by himself, in a large bare room hung with a map or two. He apparently has plenty of leisure, certainly enough of it to enable him to be polite. But he has no time to discuss the probability of Japan and Russia being at war. He says there may be a column which some day may leave some place for somewhere and do something, and if you are patient maybe you, too, can go to that place. But that is the only definite information he has to give you this morning, and so, "if you really must be going, I wish you good-day."

Nor do I say that in the chief street you will not see colored prints of battles, and people looking at them apparently as artistic productions and with respectful interest.

That is all we who are bottled up in Tokio know of the Japanese war.

This morning we thought that at last we had caught them in the act. We woke to find the streets filled with jubilant natives, each waving a flag; the hotel windows were hidden with flags, they fluttered from every jirikisha. We rushed out to ask eagerly if Port Arthur had fallen, to learn what great battle had been won on the Yalu. The interpreter regarded us with gentle reproof. "Today is the spring festival," he said. "That means that today in Tokio every one is rejoicing, because at the Temple of Kawasaki a plum tree has given birth to a number of blossoms. But then why should the Japanese know anything of this war? They live so far from New York."

SUGAR CARGOES ARE ARRIVING

The arrival of the steamship Pennsylvania at Delaware Breakwater with a cargo of 5,000 tons of sugar was reported yesterday. She got in on April 30th. The Comenough and the Oregonian are also due and their arrival is expected at any time now.

Transporting Dues.

The Sherman was due yesterday from Manila, but as her hull has not been cleaned for two trips, she is making a longer voyage than usual. She should get in today. The Camp McKinley soldiers will go to the Presidio on the Sherman.

The Thomas may also get in this evening, although ordinarily she would not arrive until tomorrow. She sailed from San Francisco on the 26th, and brings the two artillery companies to be stationed here.

Repairing Lighters.

The new coal lighters at the naval station are being repaired and put in fine shape. The scows are being thoroughly overhauled and the old iron spikes in the bottom are being replaced with copper spikes.

Shipping Notes.

The Mikahala sailed for Kaula ports yesterday afternoon.

The America Mary is scheduled to sail from San Francisco for this port on May 12.

The steamer Leggett sailed from San Francisco yesterday with supplies for Midway, via Honolulu.

The revenue cutter Thetis is expected to arrive today or tomorrow. She sailed from San Francisco April 26th.

The barkentine Coronado, Captain Potter, may get away for San Francisco next Saturday. Several passengers will be taken.

Captain Pendleton of the ship Arvan is reported ill. He has been improving lately and expects to be able to take command of his vessel when she is through loading.

Hackfeldt & Co. expect the Doric from the Orient this afternoon. She may leave again before morning, although she is not scheduled to sail until tomorrow. The Doric has only 250 tons of freight.

With new patent conveyor installed by Supt. Dennison at the Naval Station, some record work was done today. With the conveyor the cargo was unloaded and carried to the ship in eight and a half hours.

TACOMA'S SEARCH FOR LOST ISLAND

WASHINGTON, April 24.—The cruiser Tacoma has been ordered on a practice cruise from Tacoma to Honolulu, thence to San Francisco. Captain Nicholson has been instructed to endeavor on the return trip to locate an island that has been indicated on the navigation charts for years, but the existence of which is in doubt. The Albatross sailed over the point where it is supposed to be located, finding a great depth of water, yet reports have come to the department that breakers and other indications of an obstruction have been seen in that vicinity and an effort is to be made to obtain something accurate concerning what is now known as "doubtful danger." The island as indicated lies about midway between Honolulu and San Francisco, but considerably south of the sailing routes, consequently but few vessels ever pass that way. The ship of war Levant, which disappeared in mid-Pacific in 1855, is supposed by some to have gone on rocks somewhere in that vicinity.

NEW STEAMERS COMING IN JULY

TACOMA (Wash.), April 25.—Before leaving for San Francisco R. A. Alley announced that the Puget Sound-Australian steamship line, to be operated in connection with the Northern Pacific and Grand Trunk railroads, will become an established fact in July. The line will be started by the steamship Maori King, to be followed by two other steamers owned by the same English shipping firm, all being of 7000 tons capacity. Contracts with the railroads have been signed. The unsettled conditions in the Orient delayed the starting of the line in December, as originally announced. The big wool crop of Australia and New Zealand also forms an important factor.

MORE SUPPLIES ON THE SOLACE

Word has been received from the fact that a quantity of supplies for Honolulu are being shipped by the Solace.

WEAKNESS

When you are weak, nervous, and all run down, everything seems to go wrong. Ayer's Sarsaparilla will build you up, make your nerves strong, and give you pure, rich blood. Here is what a nurse of large experience says about it.

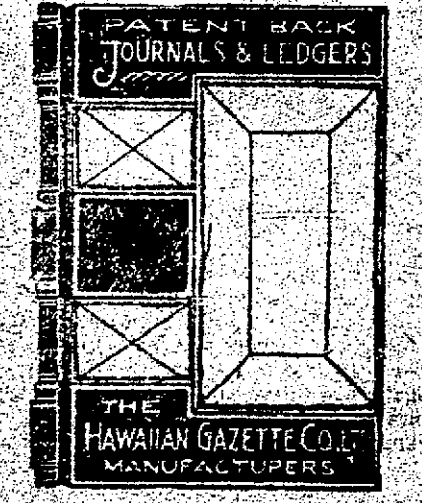


Mrs. E. R. Chappell, Stawell, Victoria, sends her photograph, and writes: "I have been a nurse for thirty-five years, and I have great pleasure in recording my experience with Ayer's Sarsaparilla and Ayer's Pills. I have used these medicines in different parts of the world, both for myself and my patients. I have had great success with them, especially in cases of nervous prostration, impure blood, skin diseases, and weakening illnesses in general. I most heartily recommend these medicines to all sufferers from any of the above-named distressing complaints."

AYER'S Sarsaparilla

There are many imitation Sarsaparillas. Be sure you get "Ayer's." Ayer's Pills cure constipation. Sugar-coated, mild, but effective. Prepared by Dr. J. C. Ayer & Co., Lowell, Mass., U. S. A.

HOLLIS



FORECLOSURES

MORTGAGEES' NOTICE OF INTENTION TO FORECLOSE AND OF SALE.

Notice is hereby given that in accordance with law and by virtue of the power of sale contained in that certain Mortgage made by Vincent Fernandez to W. O. Smith, Henry Waterhouse and Mary S. Parker, Trustees under the Will of W. C. Lunallio, deceased, dated June 18th, 1899, recorded in the Registry Office in Honolulu in Liber 192, on pages 232-234, the said Mortgagees intend to foreclose said Mortgage for breach of conditions therein contained, to-wit: the non-payment of principal and interest upon the promissory note of said Mortgagor secured by said Mortgage, when due.

Notice is also hereby given that all and singular the lands and premises conveyed by and described in said Mortgage, and the improvements thereon, hereinafter described, will be sold at public auction by said Mortgagees at the auction room of James F. Morgan, on Kaahumanu street, in Honolulu, Oahu, on Saturday, the fourth day of June, A. D. 1904, at 12 o'clock noon of said day.

The property covered by said Mortgage and intended to be sold as aforesaid, is all that real estate and the improvements thereon, situated at Kailhi, Honolulu aforesaid, described as follows:

First: All of that certain house lot situate on the Ewa side of Kailhi Road in Kailhi, Honolulu aforesaid, and known as Lot No. 1, as delineated and described in a Map made by R. W. Wilcox dated January, 1897, and being the same premises conveyed to said Vincent Fernandez by deed of Abraham Fernandez, dated July 1, 1898, recorded in said Registry Office in Liber 183 on pages 140-141, and more particularly described as follows:

Commencing at the North corner of this Lot and running:

S. 35° 00' W. 50 feet along premises of S. C. Dwight; thence

S. 50° 00' E. 100 feet along Lot No. 2; thence

N. 35° 00' E. 50 feet along Lellani street; thence

N. 50° 00' W. 100 feet along premises new occupied by James J. Lopez to the initial point, and containing an area of 5,000 square feet, more or less.

Second: All of that certain house lot situate on the Ewa side of Kailhi Road in Kailhi, Honolulu aforesaid, and known as Lot No. 2, as delineated on the map of said Vincent Fernandez by deed of Abraham Fernandez, dated July 1, 1898, recorded in said Registry Office in Liber 183 on pages 140-141, and more particularly described as follows:

Commencing at the North corner of this Lot and running:

S. 35° 00' W. 50 feet along premises of S. C. Dwight; thence

S. 50° 00' E. 100 feet along Lot No. 1; thence

N. 35° 00' E. 50 feet along Lellani street; thence

N. 50° 00' W. 100 feet along premises new occupied by James J. Lopez to the initial point, and containing an area of 5,000 square feet, more or less.

Third: All of that certain house lot situate on the Ewa side of Kailhi Road in Kailhi, Honolulu aforesaid, and known as Lot No. 3, as delineated on the map of said Vincent Fernandez by deed of Abraham Fernandez, dated July 1, 1898, recorded in said Registry Office in Liber 183 on pages 140-141, and more particularly described as follows:

Commencing at the North corner of this Lot and running:

S. 35° 00' W. 50 feet along premises of S. C. Dwight; thence

S. 50° 00' E. 100 feet along Lot No. 2; thence

N. 35° 00' E. 50 feet along Lellani street; thence

N. 50° 00' W. 100 feet along premises new occupied by James J. Lopez to the initial point, and containing an area of 5,000 square feet, more or less.

thence N. 35° 00' E. 50 feet along Lellani street; thence N. 50° 00' W. 100 feet along Lot No. 1 to the initial point, and containing an area of 5,000 square feet, more or less. Together with all the rights, privileges and appurtenances to said above described properties belonging.

Terms: Cash, in United States Gold Coin.

Deeds at the expense of the purchaser.

For further particulars inquire of William O. Smith, Judd Building, corner Fort and Merchant streets, Honolulu.

Dated Honolulu, May 6, 1904.

WILLIAM O. SMITH, MARY S. PARKER, Surviving Trustees under the Will of W. C. Lunallio, Deceased, Mortgagees.

2587—5t-F

KAHAKUMAKA HALCALANI.

Under and by virtue of the power of sale contained in that certain mortgage, dated April 18, 1902, made by and between Laura Kahakumaka Halcalani (a widow), of Kalauea, District of Ewa, Island of Oahu, Territory of Hawaii, mortgagor, to Claus Spreckels, of San Francisco, State of California, and William G. Irwin, of Honolulu, Island of Oahu aforesaid, doing business in Honolulu as copartners under the firm name of Claus Spreckels & Company, mortgagees, and of record in the Hawaiian Registry of Conveyances in Liber 236 on pages 221-224 and pursuant to Chapter XXXIII of the Session Laws of 1874, entitled "An Act to provide for the sale of mortgaged property without Suit and Decree of Sale" and the Act (Chapter IX of the Session Laws of 1890) amending same, the said mortgagees hereby give notice that they intend to foreclose the said mortgage for condition broken, to-wit: the non-payment of the principal and interest of a certain promissory note referred to in and secured by said mortgage, when due.

Notice is hereby likewise given that the property conveyed by the said mortgage will be sold at public auction at the auction rooms of James F. Morgan, Kaahumanu street, Honolulu, on Saturday, the 14th day of May, 1904, at 12 o'clock noon.

The property conveyed by the said mortgage consists of: All those certain pieces of land situated in Kalauea, District of Ewa, Island of Oahu, Territory of Hawaii, described as follows, to-wit:

(1) Land at Kalauea described in Land Commission Award No. 6104 on which Royal Patent No. 747 was issued to Mahini. Area, 2 26-1000 acres.

(2) Two lots at Kalauea described in Land Commission Award No. 9400 on which Royal Patent No. 449 was issued to Hilo for Kaolo. Area, 1 545-1000 acres.

(3) Land at Waimalu described in Land Commission Award No. 8316 on which Royal Patent No. 3704 was issued to Maku. Area, 672-1000 of an acre.

(4) Two lots at Waimalu described in Land Commission Award No. 8315 on which Royal Patent No. 366 was issued to Haki. Apapa No. 1, area, 1 428-1000 acres; Apapa No. 2, area, 142-1000 of an acre. Total area, 1 568-1000 acres.

(5) That lot of land at Waimalu, described in Land Commission Award No. 9325 on which Royal Patent No. 7100 was issued to Kamaala. Area, 652-1000 of an acre.

(6) Two lots of land at Mamuku, Halawa, described in Land Commission Award No. 2057, on which Royal Patent No. 456 was issued to Keawe I. Apapa No. 1, area, 315-1000 of an acre; Apapa No. 2, area, 154-1000 of an acre. Total area, 469-1000 of an acre.

Also all of interest in

(7) Those three pieces of land in Halawa, described in Land Commission Award No. 2044, issued to Kaupali. Apapa No. 1, area, 336-1000 of an acre. Apapa No. 2, area, 508-1000 of an acre. Apapa No. 3, area, 144-1000 of an acre. Total area, 1,088 acres. Grand total area, 7,971 acres. Together with all buildings, improvements, rights, privileges, easements and appurtenances to the same belonging or appertaining.

Said lands are encumbered as follows:

(1) A portion of Land Commission Award No. 6104 leased to Sung Wo Sing Company by lease dated July 24th, 1895, for a term of twenty years from August 1st, 1895, at an annual rental of twenty dollars, and a portion of the land is leased to Ahin under lease dated March 10, 1896, and recorded in Book No. 155, page 423, for a term of twenty years from September 1st, 1898, at an annual rental of eighty dollars; seven years being paid in advance.

(2) The above lands under Land Commission Award No. 9400 are included in the same leases above named.

(3) Land described in Land Commission Award No. 9316 is leased to Young Fong under lease dated October 25th, 1899, recorded in Book No. 197, page 28, for a term of fifteen years from November 1st, 1899, at an annual rental of one hundred and eighty dollars.

(4) Lots described in Land Commission Award No. 9315 are included in the said lease above named.

(5) Lots described in Land Commission Award No. 9325 are included in the said lease.

(6) Lots included in Land Commission Award No. 2057 are leased to the Honolulu Sugar Company by lease dated November 3, 1893, recorded in Book No. 184, page 458, for a term of fifteen years from the date of said lease, at an annual rental of thirty dollars.

The portion of the property described in paragraphs No. 1 and 2 above leased to Ahin is now occupied by the Ahin Fruit Company.

CLAUS SPRECKELS & COMPANY, Mortgagees.

Terms: Cash, in United States Gold Coin; deeds at the expense of the purchaser.

For further particulars inquire of James F. Morgan, Kaahumanu street, Honolulu.

Date: May 6, 1904.

WILLIAM O. SMITH, MARY S. PARKER, Surviving Trustees under the Will of W. C. Lunallio, Deceased, Mortgagees.

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